

**PROCEEDINGS OF THE COCHISE COUNTY BOARD OF SUPERVISORS
REGULAR MEETING HELD ON
Tuesday, May 10, 2016**

A regular board meeting of the Cochise County Board of Supervisors was held on Tuesday, May 10, 2016 at 10:00 a.m. in the Board of Supervisors' Hearing Room, 1415 Melody Lane, Building G, Bisbee, Arizona.

Present: Richard R. Searle, Chairman; Patrick G. Call, Vice-Chairman; Ann English, Member
Staff: James E. Vlahovich, County Administrator; Edward T. Gilligan, Deputy County
Present: Administrator; Britt W. Hanson, Chief Civil Deputy County Attorney; Arlethe G. Rios, Clerk
of the Board

Chairman Searle called the meeting to order at 10:14 a.m.

ANY ITEM ON THIS AGENDA IS OPEN FOR DISCUSSION AND POSSIBLE ACTION

PLEDGE OF ALLEGIANCE

**THE ORDER OR DELETION OF ANY ITEM ON THIS AGENDA IS SUBJECT TO MODIFICATION AT
THE MEETING**

CONSENT

Board of Supervisors

1. Approve the Minutes of the regular meeting of the Board of Supervisors of April 26, 2016.

Community Development

2. Approve an increase in Contract No. IFB 11-48-HFP-04 with Granite Construction for hot and cold mix road material in the not to exceed amount of \$220,000 from \$170,000.
3. Approve an Intergovernmental Agreement (IGA) between the City of Bisbee and the Cochise County Planning and Zoning Department for planning & zoning, subdivision development, and long range planning services.

County Attorney

4. Approve the proposed tax appeal settlement in Klump v. Cochise County, ST2015-000597, now pending in the Arizona Tax Court, a division of the Superior Court of Arizona in Maricopa County.
5. Approve the proposed tax appeal settlement in JL Associates, LLC v. Cochise County, ST2015-000605, now pending in the Arizona Tax Court, a division of the Superior Court of Arizona in Maricopa County.

County Schools

6. Approve Intergovernmental Agreement (IGA) SABG-GR-16-040116-01 between the Arizona State Office of Youth, Faith, & Family and the Cochise County School Superintendent's Office for substance abuse prevention for the period of April 1, 2016 through September 30, 2016 in the amount of \$20,000.

County Sheriff

7. Approve a grant from the State of Arizona Border Security Trust Fund in the amount of \$219,211.87 to purchase equipment for border security missions.

Court Administration

8. Ratify a proclamation to proclaim May 2, 2016 as Law Day in Cochise County.

Facilities

9. Approve a lease agreement with Northrop Grumman Technology Services, Inc. for vacant property at Bisbee Douglas International (BDI) Airport as illustrated in the attached Exhibit A in the amount of \$1,500/per month during testing periods for a one year period with the option to renew for an additional four years in one year increments.

Finance

10. Approve demands and budget amendments for operating transfers. Warrants Nos. 98315-98510, 98520-98636 were issued in the amount of \$770,007.77.

Pursuant to A.R.S. §11-217(C), the published minutes shall include all demands and warrants approved by the Board in excess of one thousand dollars except that multiple demands and warrants from a single supplier or individual under one thousand dollars whose cumulative total exceeds one thousand dollars in a single reporting period shall also be published. The voided warrants are listed below:

<u>Fund</u>	<u>Vendor</u>	<u>Amount</u>
171	Our Lady of the Mountains	\$17.50
147	Tomlinson, Cheryl	24.00
131	Minit Market	26.49
211	The Howard G. Buffett Foundation	730.19
100	Edie, Patricia	40.66
100	Drogsvold, Jason	700.00
100	Smith, Linda	462.50
100	Cortes, Melissa	30.00
251	Benson, City of	433.32

Issued warrants are listed as an attachment at the end of the minutes.

Fleet Services Management

11. Approve the renewal of Contract No. IFB 12-22-HFM-04 for bulk fuel (unleaded and diesel) to Senergy Petroleum, LLC for the Fleet Services Department in the not to exceed amount of \$1,951,463 for the period July 1, 2016 through June 30, 2017.

Health & Social Services

12. Approve a Field Service Agreement between Grand Canyon University and Cochise Health and Social Services (CHSS) for an intern program.
13. Approve contract ADHS16-109191 Amendment 1, Healthy People Healthy Communities, between the Arizona Department of Health Services and Cochise Health & Social Services for the period of 07/01/2016 to 6/30/2017 in the amount of \$627,176.
14. Approve a Memorandum of Understanding (MOU) between COPE Community Services, Inc. Insiders Program and the Cochise Health and Social Services (CHSS) Department effective on date of approval by Board of Supervisors with no specific termination date.

Indigent Defense

15. Approve an award of contract to Cameron Udall, Esq. for Indigent Defense Contract Services pursuant to Request for Qualifications (RFQ) 14-03-IDC-01 for a one year period upon Board approval with four - one year renewal options.
16. Approve an award of contract to Donielle Wright for Indigent Defense Attorney Contract Services pursuant to Request for Qualifications (RFQ) 14-03-IDC-01 for a one year period upon Board approval with four - one year renewal options.

Information Technology

17. Approve Logicalis proposal for the purchase of additional Microwave/Network equipment (Switching and Metro Ethernet) needed for completion of the MPLS Network requirement on the Motorola 700 MHz System in the amount of \$150,352.55.

Workforce Development

18. Approve Amendment #4 to Title IB Adult, Youth, and Dislocated Worker contract DI16-002121 between Cochise County and the Arizona Department of Economic Security for the Workforce Innovation and Opportunity Act (WIOA) Service Delivery Area from April 1, 2015 to June 30, 2017.

Vice-Chairman Call moved to approve items 1-18 on the consent agenda. Supervisor English seconded the motion and it carried unanimously.

PUBLIC HEARINGS

Community Development

19. Adopt Resolution 16-12 designating a portion of Ramsey Canyon Road, # 812, from milepost 0.00 to milepost 1.3, as a Context Sensitive Road.

Ms Karen Riggs, Highway & Floodplain Director, presented this item using a PowerPoint presentation. Ms. Riggs gave the background and said that this request was to designate the outlined area as a context sensitive road. She noted that there were not many roads in the County with this designation due to the criteria that had to be met and said that most of the roads with this designation were close to forest areas. She added that adding this designation to a road did reduce the County's liability.

Chairman Searle opened the public hearing.

No one chose to speak and Chairman Searle closed the public hearing.

Supervisor English moved to adopt Resolution 16-12 designating a portion of Ramsey Canyon Road, # 812, from milepost 0.00 to milepost 1.3, as a Context Sensitive Road. Vice-Chairman Call seconded the motion.

Chairman Searle called for the vote and it was approved 3-0.

ACTION

Board of Supervisors

20. Approve Resolution 16-13 Approving the Purchase of 1728 Paseo San Luis, Sierra Vista to serve as a joint dispatch center in the amount of \$750,000.

Mr. Britt Hanson, Chief Civil Deputy County Attorney, presented this item. Mr. Hanson said that the intention of the building purchase would be to used as a joint dispatch center. He noted that a 45 day period would be allowed from the day of signing to allow the County to perform all inspections necessary. He added that the reason for a resolution was for administrative purposes requested by the escrow agent.

Vice-Chairman Call asked if the 45 days began today.

Mr. Hanson said that the 45 day period had begun on April 12, 2016 when he signed on behalf of the County and Mr. Ruben Miranda, Internal Services Administrator, had immediately begun inspections that same day. He stated that if staff had findings on the inspections the County could back out of the deal and added that clause had been added to the contract that purchase would only occur once the County received funds from a third party.

Mr. Vlahovich said that they were expecting the funds to come in from the third party by the end of the week.

Mr. Miranda said that inspections were started on April 12 and there were no findings.

Chairman Searle asked when the closing date would be.

Mr. Hanson said that the date was flexible, but would be no later than first week in July.

Vice-Chairman Call moved to adopt Resolution 16-13 Approving the Purchase of 1728 Paseo San Luis, Sierra Vista to serve as a joint dispatch center in the amount of \$750,000. Supervisor English seconded the motion.

Chairman Searle called for the vote and it was approved 3-0.

Legal Defender

21. Approve an increase to the Legal Defender total salary fund of \$21,500, or \$25,643 including benefits, for the purpose of filling a vacant attorney position for felony case representation.

Mr. Joel Larson, Public Defender, presented this item. Mr. Larson explained that the salary increase was needed to acquire an experienced attorney who would be well equipped to take on the large volume of cases and high stress.

Supervisor English asked what the exact amount needed was.

Mr. Larson said that the \$25,643 would be needed.

Mr. Vlahovich noted that the current compensation plan required Board approval when a department is exceeding their total budget and added that the funds were available to address both the legal defender and public defender's request.

Vice-Chairman Call said that this issue had been covered thoroughly during the public legal services budget work session and the Board was in support.

Supervisor English moved to approve an increase to the Legal Defender total salary fund in the amount of \$25,643 including benefits, for the purpose of filling a vacant attorney position for felony case representation. Vice-Chairman Call seconded the motion.

Chairman Searle called for the vote and it was approved 3-0.

Public Defender

22. Approve an increase to the Public Defender total salary fund of \$46,632, or \$55,618 including benefits, for the purpose of filling a vacant attorney position for felony case representation.

Mr. Mark Suagee, Public Defender, presented this item. Mr. Suagee gave the background and said the situation was the same as Mr. Larson's department. He noted that with case loads increasing both defense offices needed experienced attorneys.

Supervisor English noted that the Board had the responsibility to provide this service.

Vice-Chairman Call moved to approve an increase to the Public Defender total salary fund in the amount of \$55,618 including benefits, for the purpose of filling a vacant attorney position for felony case representation. Supervisor English seconded the motion.

Chairman Searle called for the vote and it was approved 3-0.

CALL TO THE PUBLIC

Chairman Searle opened the call to the public.

Jack Cook addressed the Board on matters of personal concern.

No one else chose to speak and Chairman Searle closed the call to the public.

This is the time for the public to comment. Members of the Board may not discuss items that are not specifically identified on the agenda.

REPORT BY JAMES E. VLAHOVICH COUNTY ADMINISTRATOR -- RECENT AND PENDING COUNTY MATTERS

Mr. Vlahovich noted that there were two work sessions on Thursday, one to address water issues at the Bisbee Douglas Airport (BDI) and the second a joint work session with the City of Sierra Vista to discuss the Memorandum of Understanding (MOU) for a joint dispatch center. He added that County Administration had finished budget team meetings and the Board should be done with budget work sessions next week. He also said that the budget work session to go over the entire budget for the upcoming fiscal year would be held on May 23rd.

SUMMARY OF CURRENT EVENTS

Report by District 1 Supervisor, Patrick Call

Vice-Chairman Call deferred his report.

Report by District 2 Supervisor, Ann English

Supervisor English noted that there were two elections in the County on May 17th. She added that she would be attending Douglas Days and encouraged citizens to attend.

Report by District 3 Supervisor, Richard Searle

Chairman Searle said he had attended the Willcox "Old West" days this past weekend and would be attending an Eastern Arizona Counties Organization (ECO) legislative tour this week that would focus on rural county issues.

7.

Chairman Searle adjourned the meeting at 11:45 a.m.

APPROVED:

Richard R. Searle, Chairman

ATTEST:

Arlethe G. Rios, Clerk of the Board